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FEB - 6 2006

Federal Communications Commission  
Office of Secretary

**BY HAND DELIVERY**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
c/o Natek, Inc., Inc.  
236 Massachusetts Avenue, N.E. Suite 110  
Washington, DC 20002

**EB Docket No. 06-36  
EB-06-TC-060**

**Re: CERTIFICATION OF CPNI FILING - FEBRUARY 6, 2006**

**The City of Burlington d/b/a Burlington Telecom 499 Filer ID 824302**

Dear Ms. Dortch:

On behalf of the telecommunications carrier listed above, John Staurulakis (JSI), its consultant is filing the attached CPNI Certification together with the statement of procedures for operational compliance with FCC's CPNI rules.

Sincerely,

Scott Duncan  
JSI Staff Director-Regulatory Affairs  
[sduncan@jsitel.com](mailto:sduncan@jsitel.com)

**Attachment**

Copies: 4 additional copies to Secretary  
Byron McCoy, Telecommunications Consumers Division  
Best Copy and Printing (BCPI)

No. of Copies rec'd 0-4  
List A B C D E

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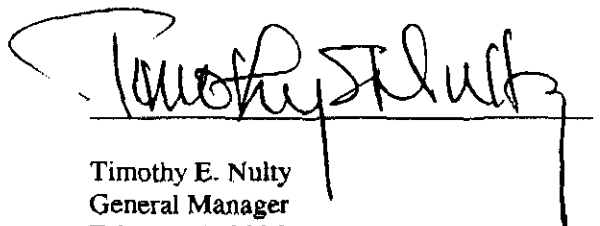
4625 Alexander Drive, Suite 135  
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**The City of Burlington d/b/a "Burlington Telecom 499 Filer ID 824302**

**200 Church Street, Burlington, VT 05401 (802) 865-7529 CLEC**

### **ANNUAL CERTIFICATION**

I am Timothy E. Nulty, General Manager of "Burlington Telecom. On behalf of Burlington Telecom I hereby certify that I have personal knowledge that the Company is in compliance with the Federal Communications Commission ("FCC") rules respecting customer proprietary network information ("CPNI") contained in Part 64, Subpart U of the FCC's rules.<sup>1</sup> Accompanying this certificate is a statement explaining how the Company is in compliance with the FCC's CPNI rules. I hereby certify that the statements contained within this certification and the accompanying statement are accurate, complete and in accordance with FCC rules.



Timothy E. Nulty  
General Manager  
February 3, 2006

Attachment

<sup>1</sup> 47 C.F.R. §§ 64.2001-2009.

**200 Church Street, Burlington, VT 05401 (802) 865-7529 CLEC**

## **STATEMENT OF FCC CPNI RULE COMPLIANCE**

This statement serves to explain how Burlington Telecom, ("the Company") is complying with Federal Communications Commission ("FCC") rules related to the privacy of customer information. The type of information for which customer privacy is protected by the FCC's rules is called "customer proprietary network information" ("CPNI"). The FCC's rules restricting telecommunication company use of CPNI are contained at Part 64, Subpart U of the FCC's rules (47 C.F.R. §§ 64.2000-2009).

*As of this date, the Company has not used nor plans to use CPNI for marketing. For marketing purposes, the Company uses customer billing name and address and/or telephone number without any disaggregation or refinement based on CPNI.*

### **1. Identification of CPNI**

The Company has informed employees having access to, or occasion to use customer data, to identify what customer information is CPNI consistent with the definition of CPNI under the FCC's rules at Section 64.2003(d) of the FCC's Part 64, Subpart U CPNI rules.

### **2. Customer Notification and Authorization Process**

Because the Company has not or does not have plans at this time to use CPNI for marketing, the Company has not implemented notice and approval procedures. However, the Company has established appropriate awareness of the need for obtaining customer authorization to use CPNI for marketing purposes, and the specific notice and approval requirements under the FCC's Part 64, Subpart U CPNI rules. In the event the company undertakes to use CPNI for marketing and provides written notification, the Company's notification will comply with the requirements of the Section 64.2007(f)(2).

### **3. Disciplinary Process**

In compliance with Section 64.2009(b) of the FCC's Part 64, Subpart U CPNI rules, the Company has in place a disciplinary process to address any unauthorized use of CPNI where the circumstances indicate authorization is required under the FCC's CPNI rules.

### **4. Record Safeguards**

Before undertaking to use CPNI for marketing purposes, the Company will establish procedures for maintaining a record of sales and marketing campaigns that use CPNI in compliance with the requirements of Section 64.2009(c) of the FCC's Part 64, Subpart U CPNI rules.

### **5. Supervisory Review Process for Outbound Marketing**

Before undertaking to use CPNI for outbound marketing purposes, the Company will establish a supervisory review process to ensure compliance with Section 64.2009(d) of the FCC's Part 64, Subpart U CPNI rules.